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June 27, 2006

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***not admitted in MD**

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
The Portals, TW-A325
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: Request for Waiver of the Replication/Maximization
Interference Protection Deadline for Construction Permit
(File No. BPCDT-20000501AEQ)
Station WTSF-DT, Ashland, KY (FIN 67798)
MB Docket No. 03-15

Dear Mrs. Dortch:

By this letter, Tri State Family Broadcasting, Inc., the permittee of Station WTSF-DT, Ashland, Kentucky ("WTSF"), hereby requests a waiver of the July 1, 2006, Replication/Maximization Interference Protection Deadline. (*See, In the Matter of Second Periodic Review of the Commission's Rules and Policies Affecting the Conversion to Digital Television*, 19 FCC Rcd 18279, at Paragraph 78 (2004); see also Public Notice DA 06-1255 (June 14, 2006).)

As discussed in detail below, a waiver is warranted here because the commencement of full-power operations has been delayed because WTSF's Tower Company has to do a tower study to determine if the tower will hold a 20 Bay SWR antenna. WTSF is waiting for the Tower Company to complete this study which is delayed by a shortage of skilled technicians to complete this study. As soon as this study is finished, the construction will be completed and the license application will be filed.

WTSF is also filing concurrently with this waiver request an extension of its Construction Permit (BPCDT-20000501AEQ). This permit must be extended to maintain its authorization pending the filing of its license application.

For the above reasons, WTSF submits that good cause exists to grant this waiver request. WTSF has been delayed by factors beyond its control which is the need for the Tower Company to complete its study. (*See, e.g., Digital Television Construction Deadline*, 16 FCC Rcd 8122 at Paragraph 8 (2001), installation was delayed because the station needed to determine the proper strength of the structure and its adherence to strict safety standards warranting the extension of DTV construction deadlines; see also Instructions, FCC Form 337, at Item 5 ("technical obstacles as unavailability of tower crews and tower safety delays would be unforeseeable events warranting additional time to construct.")). Moreover, given the importance of insuring that viewers receive over-the-air digital signals, the public interest would be served by granting WTSF additional time to comply with the replication/maximization deadline.

Should further information be desired in connection with this matter, please communicate with this office.

Marlene H. Dortch, Secretary
Federal Communications Commission
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Sincerely,

A handwritten signature in dark ink, appearing to read "Robert L. Olender". The signature is fluid and cursive, with the first name "Robert" and last name "Olender" clearly distinguishable.

Robert L. Olender
Counsel for
Tri State Family Broadcasting, Inc.

RLO/mp

cc: Shaun Mauer, FCC (Via Email)